

## GOVERNMENT EXHIBIT V

DC-19-14401

Danitra Wilkerson

CAUSE NO. \_\_\_\_\_

WARD CAPITAL, LP

*Plaintiff,*

v.

EARTHWATER LIMITED f/k/a EARTHWATER  
PLC*Defendant.*§  
§  
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IN THE DISTRICT COURT

\_\_\_\_ JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

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**PLAINTIFF'S ORIGINAL PETITION**

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**TO THE HONORABLE JUDGE OF SAID COURT:**

COMES NOW, WARD CAPITAL, LP, ("Ward") or ("Plaintiff") a Texas limited partnership, and files this its suit complaining of EARTHWATER LIMITED f/k/a EARTHWATER PLC ("EarthWater"), or ("Defendant"), and for such would respectfully show the Court as follows:

**I. PARTIES**

1. Ward Capital, LP, is a Texas limited partnership with its principal place of business located at 5949 Sherry Lane, Suite 1650, Dallas, Texas 75225.

2. EarthWater Limited f/k/a EarthWater PLC, is a privately held company formed in the United Kingdom with its principal place of business located at 16220 Midway Road, Addison, Texas 75001. EarthWater Limited's Registered Agent for service is Friedman & Feiger, L.L.P., located at 5301 Spring Valley Road, Ste. 200, Dallas, TX 75254.

**II. VENUE**

3. Venue is proper in as much as the events given rise to suit occurred in whole or in part in Dallas County, Texas.

4. EarthWater is a privately held company organized under the laws of the United Kingdom and is the successor by name change to EarthWater PLC.

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Cause No. \_\_\_\_\_  
*Ward Capital, LP v. EarthWater Limited f/k/a EarthWater PLC*

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Respectfully Submitted,

/s/ Jeffrey R. Seckel [2019-09-11]

**JEFFREY R. SECKEL**

Texas Bar Number 17973200

MCGUIRE, CRADDOCK & STROTHER, P.C.

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**COUNSEL FOR PLAINTIFF**

**FORM NO. 353-3 - CITATION  
THE STATE OF TEXAS**

**To: EARTHWATER LIMITED F/K/A EARTHWATER PLC  
BY SERVING ITS REGISTERED AGENT FRIEDMAN & FEIGER LLP  
5301 SPRING VALLEN ROAD STE 200  
DALLAS TX 75254**

**GREETINGS:**

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10 o'clock a.m. of the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. Your answer should be addressed to the clerk of the **101st District Court** at 600 Commerce Street, Ste. 101, Dallas, Texas 75202.

Said Plaintiff being **WARD CAPITAL, LP**

Filed in said Court **11th day of September, 2019** against

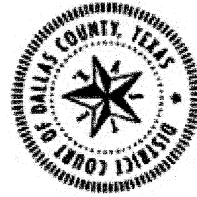
**EARTHWATER LIMITED F/K/A EARTHWATER PLC**

For Suit, said suit being numbered **DC-19-14401**, the nature of which demand is as follows:  
Suit on **OTHER (CIVIL)** etc. as shown on said petition, a copy of which accompanies this citation. If this citation is not served, it shall be returned unexecuted.

**WITNESS:** FELICIA PITRE, Clerk of the District Courts of Dallas, County Texas.  
Given under my hand and the Seal of said Court at office this 16th day of September, 2019.

**ATTEST:** FELICIA PITRE, Clerk of the District Courts of Dallas, County, Texas

By *Gay Lane*, Deputy  
GAY LANE



ESERVE

CITATION

DC-19-14401

WARD CAPITAL, LP  
vs.  
EARTHWATER LIMITED

ISSUED THIS

16th day of September, 2019

FELICIA PITRE  
Clerk District Courts,  
Dallas County, Texas

By: GAY LANE, Deputy

**Attorney for Plaintiff**  
JEFFREY ROBERT SECKEL  
MCGUIRE CRADDOCK & STROTHER  
PC  
2501 N HARWOOD STREET  
SUITE 1800  
DALLAS TX 75201  
214-954-6800

**DALLAS COUNTY  
SERVICE FEES  
NOT PAID**

*REC'D 01/27/2019  
01/28/2019 8:58AM*

Int. *Sub* # *180*  
Expiration, *07/31/2020*  
Date. *01/19/2020*  
Time. *11:30 AM*

## OFFICER'S RETURN

Case No. : DC-19-14401

Court No.101st District Court

Style: WARD CAPITAL, LP

vs.

EARTHWATER LIMITED

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M. Executed at \_\_\_\_\_  
within the County of \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_ M. on the \_\_\_\_\_ day of \_\_\_\_\_,  
20\_\_\_\_, by delivering to the within named \_\_\_\_\_

each, in person, a true copy of this Citation together with the accompanying copy of this pleading, having first endorsed on same date of delivery. The distance actually traveled by  
me in serving such process was \_\_\_\_\_ miles and my fees are as follows: To certify which witness my hand.

For serving Citation	\$ _____	_____
For mileage	\$ _____	of _____ County, _____
For Notary	\$ _____	By _____ Deputy

(Must be verified if served outside the State of Texas.)

Signed and sworn to by the said \_\_\_\_\_ before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
to certify which witness my hand and seal of office.

\_\_\_\_\_  
Notary Public \_\_\_\_\_ County \_\_\_\_\_